

Amendments to the Drawings:

The attached sheet of drawings reflects changes to Figure 6. This sheet includes only Figure 6, and replaces the original sheet. In Figure 6, the reference arrow and reference number 164 were moved so as to point to a correct location on the drawing.

Attachment: Replacement Sheet

Annotated Sheet Showing Changes

REMARKS/ARGUMENTS

This amendment is submitted in response to the Office Action dated October 5, 2005. After entry of this amendment, claims 1, 2, 3, 4, 8-13 and 14-19 will be pending in the Application. Claims 5,6 and 7 have been cancelled. Claim 1 has been amended, and claims 14-19 have been added. Reconsideration and allowance is respectfully requested in view of the remarks made below.

1. The Rejections under 35 U.S.C. § 102(b)

Claims 1-13 were rejected under 35 U.S.C. 102(b) as being Maledon. The Applicant has amended independent Claim 1 to overcome that rejection. The language of claim 1 now sets forth a pair of hairdressing scissors that are structurally and functionally different than those of the cited Meledon patent. Specifically, the Applicant has set forth in Claim 1 that the present invention structurally deviates from the prior art in that the transverse flanges on each scissor element are sloping members which necessarily affect the teeth of the Applicant's scissors in that all teeth have front and rear shearing faces which have varying angular displacements with respect to an axis transverse to the thickness of the flange. The angular displacement varies not only between adjacent short and tall teeth, but also between the sets of short and tall teeth along the flange. The angular displacement changes as one moves along the flange in the direction from the tip of the scissors towards the handle end, such that the angular displacement near the tip will be smaller than that at handle-end of the flange. Because the surfaces that define the notches in the second scissors element are complementary to the surfaces of the teeth (See page 7, line 10 of the written specification), it necessarily follows that those surfaces have varying angular displacements too as one moves from that element's tip end towards the handle end. The angular displacement of the teeth and teeth sets creates a

cutting surface unlike Maledon, leading to the scissors of the present invention to function differently than those of the Maledon patent.

The cited Maledon patent fails to mention any description about the cutting faces of its teeth, unlike the presently claimed invention. Therefore, it cannot be left up to speculation or conjecture as to how the Maledon teeth faces were cut to achieve its cutting performance, as the Maledon patent is concerned with providing variations the physical heights or lengths of its teeth, while the present invention is concerned with how the teeth surfaces are shaped in order to provide a different type of lived in look once the hair is cut. The Applicant has a right to claim his invention as broadly as possible, and it is believed that amended Claim 1 now sets forth an invention that is distinguishable over the cited prior art. Since the remaining and pending dependent claims depend from what is believed to be an allowable Claim 1, they too should be considered allowable by virtue of their dependence.

Claims 14-19 were newly added claims addressed to the teeth sets, the angular displacement of the short and tall teeth and their respective decreasing nature, and the vertical extents of the short and tall teeth. This is matter that was contained within the written specification, pages 9 and 10, and in the drawing figures 4 and 6; therefore, it does not add new matter to the application.

The written specification and Figure 6 of the drawing sheets were also amended. The reference number "164" in Figure 6 incorrectly was pointing to the apex of the tall scissors tooth, rather than to the front, or proximate end of that tooth. Furthermore, as original claims 3 and 4 set out, the distal, or back end of the short tooth is juxtaposed with the proximate, or front end of the tall tooth, which was also reflected in Figure 6. However, it was discovered that on page 9 of the written specification, the descriptions for the proximate and distal ends of the tall teeth were

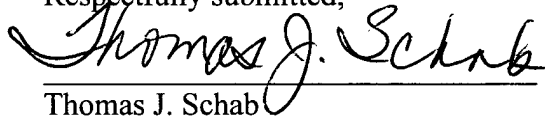
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interchanged. The amendments to the specification now correctly identify those ends of the tall teeth. No new matter is being added by this change.

2. Conclusion

Applicant has amended the application to place it in a condition of allowance. If the Examiner feels that a telephone interview would expedite prosecution of this application, he is respectfully invited to telephone the undersigned at 708-420-1971.

Respectfully submitted,

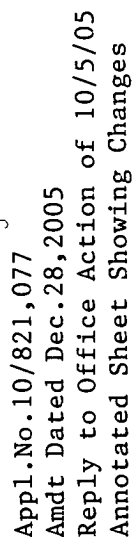
A handwritten signature in cursive script, reading "Thomas J. Schab", written over a horizontal line.

Thomas J. Schab

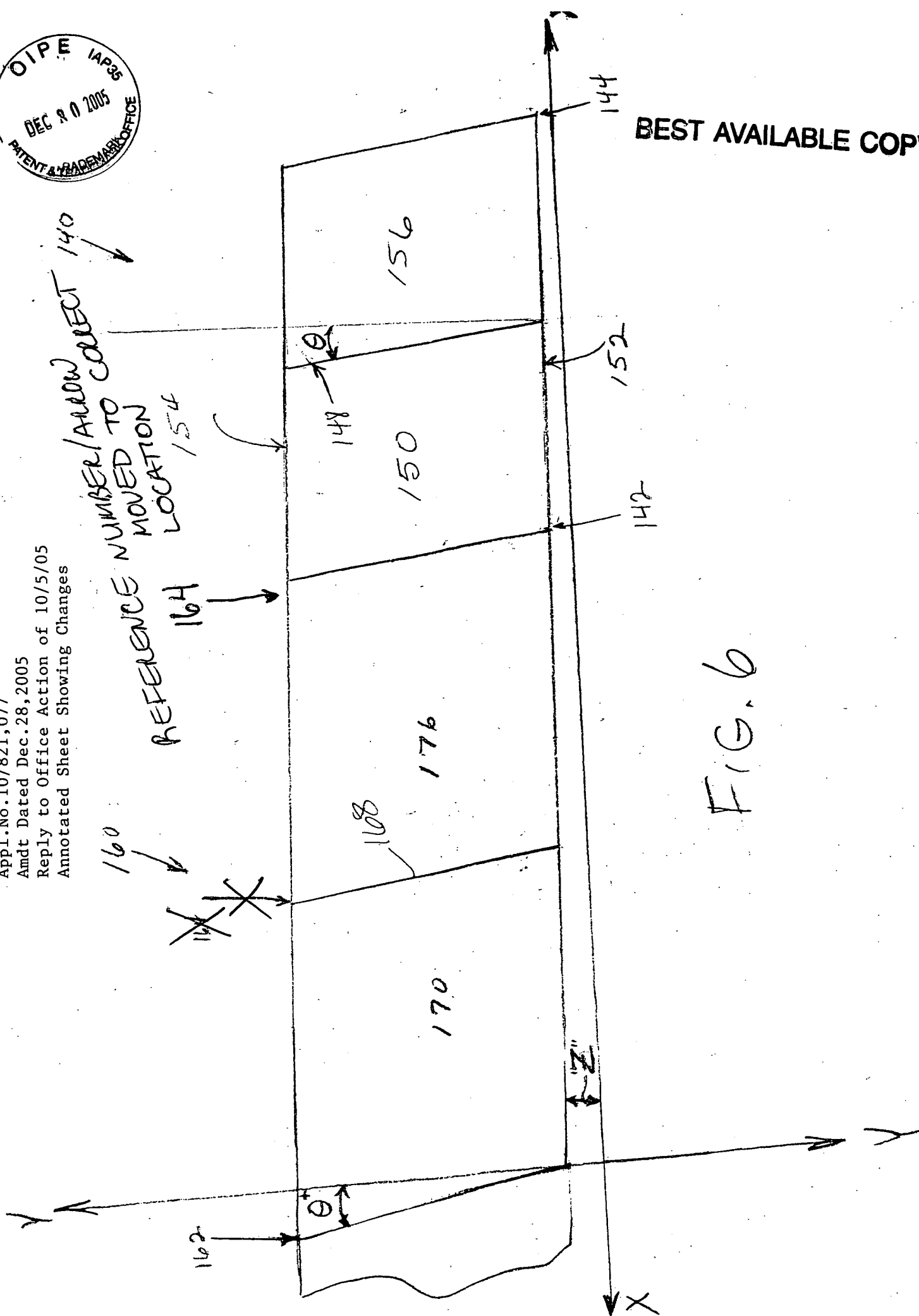
Reg. No. 35,908

Date: December 28, 2005

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